

Committee Meetings

AGRICULTURE APPROPRIATIONS

Committee on Appropriations: Ordered reported the Agriculture appropriation bill for fiscal year 1985.

FREEDOM OF INFORMATION REFORM ACT

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture continued hearings on S. 774, The Freedom of Information Reform Act. Testimony was heard from public witnesses.

MUNICIPAL ANTITRUST LEGISLATION

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held a hearing on the following bills: H.R. 2981, to exempt units of local government from the operation of the antitrust laws to the extent States are exempt from the operation of such laws; H.R. 3361, to amend the Clayton Act to limit the liability of States and units of local government for certain violations of the antitrust laws; H.R. 3688, to amend the Clayton Act to limit the liability of units of local government under the antitrust laws; and H.R. 5573, Local Government Antitrust Act of 1983. Testimony was heard from Kenneth A. Gibson, Mayor, Newark, New Jersey; and public witnesses.

PAY EQUITY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing to inquire into the Office of Personnel Management strategy concerning pay equity. Testimony was heard from the following officials of the Office of Personnel Management: Donald J. Devine, Director; and James Byrnes, Deputy Associate Director for Staffing.

INTERNATIONAL AIR TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the implementation of the United States-Korea Aviation Agreements. Testimony was heard from Dan McKinnon, Chairman, Civil Aeronautics Board; Franklin Willis, Deputy Assistant Secretary for Transportation and Telecommunication, Department of State; Jeffrey N. Shane, Deputy Assistant Secretary for Policy and International Affairs, Department of Transportation; Don Earnshaw, Deputy Assistant Secretary for Services, Department of Commerce; and public witnesses.

Thursday, May 31, 1984

Senate

Chamber Action

Recess: Senate convened at 11 a.m., and recessed at 11:00:16 a.m., until 12 noon on Monday, June 4, 1984.

Page 14574

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5753-5768; 3 private bills, H.R. 5769-5771; and 5 resolutions, H.J. Res. 581 and 582, H. Con. Res. 315, and H. Res. 514 and 515 were introduced.

Page 14689

Bills Reported: Reports were filed as follows:

H.R. 5565, to direct the Architect of the Capitol and the District of Columbia to enter into an agreement for the conveyance of certain real property, to direct the Secretary of the Interior to permit the District of Columbia and the Washington Metropolitan Area Transit Authority to construct, maintain, and operate certain transportation improvements on Federal property, and to direct the Architect of the Capitol to provide the Washington Metropolitan Area Transit Authority access to certain real property (H. Rept. 98-810);

H.R. 5753, making appropriations for the legislative branch for the fiscal year 1985 (H. Rept. 98-811);

H. Res. 514, providing for the consideration of H.R. 4785, to amend the Older Americans Act of 1965 to authorize appropriations for fiscal years 1985, 1986, and 1987 (H. Rept. 98-812);

H. Res. 515, providing for the consideration of H.R. 3678, to provide for the conservation and development of water and related resources and the improvement and rehabilitation of the Nation's water resources infrastructure (H. Rept. 98-813);

H.R. 4277, to amend the Natural Gas Policy Act of 1978 to provide consumer price relief, and to facilitate the transition of the natural gas industry to a more competitive market, amended (H. Rept. 98-814);

H.R. 4620, Federal Communications Privacy Act of 1984, amended (H. Rept. 98-815); and

H.R. 3942, to provide for commercialization of expendable launch vehicles and associated services, amended (H. Rept. 98-816).

Page 14688

Journal: By a yea-and-nay vote of 344 yeas to 26 nays with 3 voting "present", Roll No. 193, the House approved the Journal of May 30.

Page 14575

Commerce-State-Justice-Judiciary Appropriations: By a yea-and-nay vote of 303 yeas to 98 nays, Roll No. 196, the House passed H.R. 5712, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1985.

Agreed to a motion to recommit the bill to the Committee on Appropriations with instructions to report the bill back forthwith containing an amendment to reduce discretionary funds by 4 percent (agreed to by a yea-and-nay vote of 208 yeas to 194 nays, Roll No. 195).

Agreed To:

An amendment that reduces the appropriation for the Bureau of Standards by \$1.7 million; and

An amendment that strikes the \$31.3 million appropriation for the National Endowment for Democracy (agreed to by a recorded vote of 226 yeas to 173 noes, Roll No. 194).

Rejected an amendment that sought to strike language prohibiting use of funds from being used to issue, implement, administer, conduct or enforce any antitrust action against a municipality or other unit of local government (rejected by a division vote of 18 yeas to 24 noes). A point of order against this amendment was overruled.

Points of order were sustained against the following language in the bill:

Language prohibiting use of Bureau of Census funds for periodic censuses and programs for prosecution of any person for failure to return certain 1978 Agricultural Census forms;

Language making appropriations for the Economic Development Administration;

Language permitting the use of transferred funds to NOAA for 399 commissioned officer on the active list;

Language providing for transfers of funds to NOAA from the account entitled "Promote and Develop Fishery Products and Research Pertaining to American Fisheries" and the "Coastal Energy Impact Fund";

Language prohibiting the sale, except with the consent of the borrower, of loans made under the Public Works and Economic Development Act of 1964;

Language permitting the use of State Department salaries and expenses appropriation for administering the contribution to the United States-Indian

Fund for Cultural, Education, and Scientific Cooperation;

Language making appropriations for the Federal Trade Commission; and

Language making appropriations for the Legal Services Corporation.

Page 14576

Defense Authorization: By a recorded vote of 298 yeas to 98 noes, Roll No. 204, the House passed H.R. 5167, to authorize appropriations for fiscal year 1985 for the Armed Forces for procurement, for research, development, test, and evaluation, for operation and maintenance, and for working capital funds, and to prescribe personnel strengths for such fiscal year for the Armed Forces and for civilian employees of the Department of Defense.

Rejected a motion to recommit the bill to the Committee on Armed Services.

Agreed to the committee amendment in the nature of a substitute.

On demands for separate votes, took the following actions:

Rejected an amendment that sought to provide that if a nuclear winter Government study is underway, the Secretary could participate to the extent directly relevant to the defense, and sought to authorize \$1.5 million for such purpose. This amendment was agreed to earlier in the Committee of the Whole on May 30;

Agreed to an amendment, as amended, that prohibits obligation of funds for acquisition of MX missiles unless the Congress approves the obligation of such funds by joint resolution after April 1, 1985 (agreed to by a recorded vote of 199 yeas to 196 noes with 1 voting "present", Roll No. 203). This amendment was agreed to earlier today in the Committee of the Whole; and

An amendment that requires DOD to report to Congress on nuclear winter findings and policy implications for nuclear weapons, arms control, and civil defense. This amendment was agreed to earlier today in the Committee of the Whole.

Took the following actions in the Committee of the Whole:

Agreed To:

An amendment that provides for implementation of the law to establish the Office of the Director of Operational Test and Evaluation;

An amendment, as amended, that places a limitation on the deployment of sea-launched cruise missiles designed to carry a nuclear warhead, unless Congress authorizes such deployment in legislation, until September 30, 1985 or until the President reports to Congress the Soviet Union has deployed a comparable type of sea-launched cruise missile and that it is technically impossible for the United States to have effective verification;

An amendment that continues for an additional year the test program to authorize price differentials to relieve economic dislocations (agreed to by a division vote of 20 ayes to 16 noes);

An amendment, as amended by an amendment (agreed to by a recorded vote of 199 ayes to 197 noes with 2 voting "present", Roll No. 198), that prohibits obligation of funds for acquisition of MX missiles unless the Congress approves the obligation of such funds by joint resolution after April 1, 1985 (agreed to by a recorded vote of 198 ayes to 197 noes with 1 voting "present", Roll No. 199). Earlier, agreed to a perfecting amendment to the original amendment by a recorded vote of 203 ayes to 182 noes with 2 voting "present", Roll No. 197;

A motion to limit debate on the bill and all amendments thereto (agreed to by a recorded vote of 213 ayes to 174 noes, Roll No. 200);

An amendment that directs the President to transmit to Congress a version of the report "A Quarter Century of Soviet Compliance Practices Under Arms Control Commitments: 1958-1983U";

An amendment that requires the approval of the Secretary of the Navy before the release from U.S. national security commitments of merchant vessels committed to foreign trade;

An amendment that provides procedures to prevent excessive cost overruns;

An amendment that requires DOD to report to Congress on nuclear winter findings and policy implications for nuclear weapons, arms control, and civil defense; and

An amendment that permits the Secretary of the Army to sell ammunition for avalanche-control purposes.

Rejected:

An amendment that sought to authorize the Defense Inspector General to terminate or suspend payments on contracts where audits have shown there had been waste, fraud, or abuse;

An amendment that sought to prohibit further deployment of Pershing II missiles or ground-launched cruise missiles unless NATO notified the United States there was a NATO consensus for further deployment (rejected by a recorded vote of 104 ayes to 291 noes, Roll No. 202). By a recorded vote of 55 ayes to 321 noes, Roll No. 201, rejected a motion to limit debate on this amendment;

A substitute to the previous amendment that sought to also require a Presidential determination that the Soviet Union had taken comparable action demonstrating restraint in intermediate range nuclear missiles and that such determination could be rejected by a joint resolution of Congress. Rejected a clarifying amendment to this substitute; and

An amendment that sought to provide that cost should be a secondary consideration in contracting architectural and engineering services and to lift the

existing dollar cap on contracts that might be set aside for small business.

Agreed to amend the title.

The Clerk was authorized to make necessary technical corrections, including title and section numbers, punctuation, and cross references, in the engrossment of the bill.

Page 14625

Presidential Messages: Received and read the following messages from the President:

Alaska Railroad: Message transmitting the 1983 annual report on the operation of the Alaska Railroad—referred to the Committee on Energy and Commerce;

Trade waiver extension: Message transmitting his decision to continue in effect for a further 12-month period the waiver authority granted by section 402 of the Trade Act of 1974—referred to the Committee on Ways and Means and ordered printed (H. Doc. 98-226);

Public broadcasting: Message transmitting the annual report of the Corporation for Public Broadcasting for fiscal year 1983—referred to the Committee on Energy and Commerce;

NSF: Message transmitting the 1983 annual report of the National Science Foundation—referred to the Committee on Science and Technology; and

Uranium mining: Message transmitting a review of the United States uranium mining and milling industry—referred to the Committee on Interior and Insular Affairs and the Committee on Energy and Commerce.

Page 14680

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14688

Quorum Calls—Votes: Three yea-and-nay votes and nine recorded votes developed during the proceedings of the House today and appear on pages 14575, 14604, 14618, 14619, 14649, 14656, 14657, 14658, 14661, 14665, 14678, 14679. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:43 a.m. on Friday, June 1.

Committee Meetings

LEGISLATIVE APPROPRIATIONS

Committee on appropriations: Ordered reported the Legislative appropriation bill for fiscal year 1985.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education approved for full Committee action fiscal year 1984 Supplemental appropriation bill.

INTELLIGENCE BRIEFING

Committee on Armed Services: Met in executive session to receive a classified intelligence briefing. The Committee was briefed by representatives of the Defense Intelligence Agency.

FEDERAL CREDIT ACTIVITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on Federal Credit Activity. Testimony was heard from Representative Beilenson; and public witnesses.

TOY SAFETY ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 5630, Toy Safety Act of 1984, and similar bills. Testimony was heard from the following officials of the Consumer Product Safety Commission: Nancy Harvey Steorts, Chairman; Stuart Statler, and Terrence Scanlon, both Commissioners; and Sandra Brown Armstrong, Vice Chairman; and a public witness.

DEVELOPMENTS IN TAIWAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action H. Con. Res. 129, expressing the sense of the House of Representatives concerning martial law on Taiwan.

Prior to this action, the Subcommittee held a hearing on Recent Political Developments in Taiwan: The Implications for Martial Law, and on H. Con. Res. 129. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Water and Power Resources approved for full Committee action and amended the following bills: H.R. 3130, to authorize amendments to certain repayment and water service contracts for the Frenchman unit of the Pick-Sloan Missouri River basin program; and H.R. 4444, to amend the Small Reclamation Projects Act of 1956, as amended.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representative Smith of Nebraska; Richard Atwater, Special Assistant to the Commissioner, Bureau of Reclamation, Department of the Interior; and a public witness.

MARITIME PROGRAMS IMPROVEMENT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action amended H.R. 5029, to improve certain maritime programs of the Department of Transportation.

FEDERAL PAY EQUITY AND MANAGEMENT IMPROVEMENT ACT

Committee on Post Office and Civil Service: Ordered reported amended H.R. 5680, Federal Pay Equity and Management Improvement Act of 1984.

INTERNATIONAL AIR TRANSPORTATION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on permanent certification of United States air carriers for international air transportation. Testimony was heard from Dan McKinnon, Chairman, CAB; Jeffrey N. Shane, Deputy Assistant Secretary for Policy and International Affairs; and public witnesses.

GRUMMAN FLEXIBLE BUSES

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on New York City Transit Authority's decision to remove from service Grumman Flexible buses for alleged safety reasons. Testimony was heard from the following officials of the Department of Transportation: Ralph L. Stanley, Administrator, Urban Mass Transportation Administration; and George L. Parker, Associate Administrator for Enforcement, National Highway Traffic Safety Administration.

Hearings continue June 7.

PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved 19 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on pending lease prospectuses. Testimony was heard from the following officials of the VA: Richard P. Falco, Deputy Director, Facility, Engineering, Planning, Construction Office; C. R. Julian, Director, Space Management Staff; and Leonard Malamud, Deputy Assistant Counsel; and L. L. Mitchell, Commissioner, Public Buildings Service, GSA.

OLDER AMERICANS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 4785, Older Americans Act Amendments of 1984. Testimony was heard from Representatives Biaggi, Andrews of North Carolina, and Erlenborn.

WATER RESOURCES CONSERVATION, DEVELOPMENT, AND INFRASTRUCTURE IMPROVEMENT AND REHABILITATION ACT

Committee on Rules: Granted an open rule providing one hour of debate on H.R. 3678, Water Resources, Conservation, Development, and Infrastructure Improvement and Rehabilitation Act of 1983. Testimony was heard from Chairman Howard; and Repre-

sentatives Roe, Edgar, Biaggi, MacKay, Snyder, Stangeland, Shaw, Petri, and Hopkins.

QUACKERY: A \$10 BILLION SCANDAL

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on Quackery: A \$10 Billion Scandal. Testimony was heard from Dr. Stuart Nightingale, Associate Commissioner, Health Affairs, FDA; Charles P. Nelson, Assistant Chief, Postal Inspector, Criminal Investigations, U.S. Postal Service; and Carol Crawford, Director, Bureau of Consumer Protection, FTC; and public witnesses.

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Monday, June 4, 1984

Senate

Chamber Action

Routine Proceedings, page 14827-14859

Measures Introduced: Two bills and one resolution were introduced, as follows: S. 2722-2723 and S. Res. 394.

Page 14833

Measures Reported: Reports were made as follows:

Reported May 25, 1984, during the adjournment of the Senate: S. 2514, to amend title 38, U.S. Code, to enhance the management of Veterans' Administration medical treatment programs by providing for the referral of veterans to non-Veterans' Administration entities and arrangements for additional necessary services, to revise and clarify the authority for the furnishing of care for veterans suffering from alcohol or drug dependence, to require the Administrator to establish the position of Associate Director for Post-Traumatic Stress Disorder, to require the administrator to submit a report to Congress regarding programs of the Veterans Administration providing hospice and respite care to certain veterans, and to authorize the Administrator of Veterans' Affairs to provide telecaption television decoders to totally deaf veterans in certain cases, and for other purposes, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 98-487)

S. 2393, to amend Title 39, U.S. Code, to codify in permanent law the authority under annual appropriation acts for Postal Service security personnel to exercise the power of special policemen on postal property, to provide penalties for the violation of regulations governing postal property, and for other purposes. (S. Rept. No. 98-488)

S. 2722, to amend the National School Lunch Act and the Child Nutrition Act of 1966 to reauthorize

certain child nutrition programs for fiscal years 1985 and 1986. (S. Rept. No. 98-489)

S. 2308, to revise and extend provisions of the Public Health Service Act relating to the provision of primary health care services, with an amendment in the nature of a substitute. (S. Rept. No. 98-490)

S. 2559, to revise and extend provisions of the Public Health Service Act relating to health professions educational assistance, with amendments. (S. Rept. No. 98-491)

S. 2574, entitled the "Nurse Education Amendments of 1984," with amendments and an amendment to the title. (S. Rept. No. 98-492)

S. 2573, to revise and extend programs for persons with developmental disabilities, with amendments. (S. Rept. No. 98-493)

S. 1531, to encourage the use of public school facilities before and after school hours for the care of school-age children and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 98-494)

S. 2521, to authorize appropriations for the National Science Foundation for fiscal year 1985, with an amendment in the nature of a substitute and an amendment to the title. (S. Rept. No. 98-495)

S. 2616, to extend the Adolescent Family Life Demonstration Program, with amendments. (S. Rept. No. 98-496)

S. 2423, to provide financial assistance to the States for the purpose of compensating and otherwise assisting victims of crime, and to provide funds to the Department of Justice for the purpose of assisting victims of Federal crime, with an amendment in the nature of a substitute. (S. Rept. No. 98-497)

S. 2606, to authorize appropriations for the purpose of carrying out the activities of the Department of Justice for fiscal year 1985 and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 98-498)

S. 2014, to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to provide for assistance in locating missing children, with amendments. (S. Rept. No. 98-499)

S. 1935, to establish an interagency task force on cigarette safety, with an amendment in the nature of a substitute and an amendment to the title.

S. 2689, to amend title 31, U.S. Code, to provide for certain additional experts and consultants for the General Accounting Office, to provide for certain positions within the General Accounting Office Senior Executive Service, and for other purposes.

Reported May 31, 1984:

S. 2723, to authorize appropriations for the military functions of the Department of Defense and to prescribe personnel levels for the Department of Defense for fiscal year 1985, to authorize certain construction at military installations for such fiscal